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**STATE OF IOWA**

# **House Journal**

**MONDAY, MARCH 7, 2016**

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(The official bound copy will be available after a reasonable time upon adjournment.)

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# JOURNAL OF THE HOUSE

Fifty-seventh Calendar Day - Thirty-fifth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Monday, March 7, 2016

The House met pursuant to adjournment at 1:07 p.m., Speaker Upmeyer in the chair.

Prayer was offered by George Hanusa, retired pastor of ELCA Lutheran Church, Windsor Heights. He was the guest of Representative Hanusa of Pottawattamie.

“God Bless America” was sung by Jordan George from Norwalk. She was the guest of Representative Gustafson of Madison.

The Journal of Thursday, March 3, 2016, was approved.

## SENATE MESSAGES CONSIDERED

[Senate File 2187](#), by committee on Veterans Affairs, a bill for an act relating to the issuance of driver's licenses marked to reflect veteran status.

Read first time and referred to committee on **Veterans Affairs**.

[Senate File 2235](#), by committee on Education, a bill for an act relating to standards for and certification and inspection of children's residential facilities.

Read first time and referred to committee on **Human Resources**.

[Senate File 2261](#), by committee on Commerce, a bill for an act relating to and providing insurance coverage for medication synchronization.

Read first time and referred to committee on **Commerce**.

[Senate File 2289](#), by committee on Judiciary, a bill for an act prohibiting the mistreatment of animals other than livestock and

wild animals, providing reporting requirements, providing for criminal offenses, and including penalties.

Read first time and referred to committee on **Agriculture**.

On motion by Fry of Clarke, the House was recessed at 1:21 p.m., until 3:30 p.m.

#### AFTERNOON SESSION

The House reconvened at 4:45 p.m., Cownie of Polk in the chair.

#### CONSIDERATION OF BILLS

##### Regular Calendar

**House File 2413**, a bill for an act relating to reading proficiency assessments and intensive summer reading programs administered and provided by school districts, was taken up for consideration.

Salmon of Black Hawk asked and received unanimous consent to withdraw amendment [H-8040](#) filed by her on February 29, 2016.

Stanerson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2413](#))

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baudler
Baxter	Bearinger	Bennett	Berry
Best	Branhagen	Brown-Powers	Byrnes
Carlson	Cohoon	Dawson	Deyoe
Dolecheck	Dunkel	Finkenauer	Fisher
Forbes	Forristall	Fry	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Highfill	Holt	Holz	Hunter
Huseman	Isenhardt	Jacoby	Jones
Jorgensen	Kaufmann	Kearns	Kelley
Klein	Koester	Kooiker	Kressig
Landon	Lensing	Lykam	Mascher
Maxwell	McConkey	Meyer	Miller, H.

Miller, L.	Mommsen	Moore, T.	Nunn
Oldson	Olson	Ourth	Paulsen
Paustian	Pettengill	Prichard	Rizer
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Sexton	Sheets	Sieck
Smith	Staed	Stanerson	Steckman
Taylor, R.	Taylor, T.	Thede	Upmeyer, Spkr.
Vander Linden	Watts	Wessel-Kroeschell	Wills
Winckler	Windschitl	Wolfe	Worthan
Cownie, Presiding			

The nays were, none.

Absent or not voting, 3:

Baltimore	Moore, B.	Stutsman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 2148](#), a bill for an act relating to the issuance and display of one registration plate on motor vehicles, was taken up for consideration.

Byrnes of Mitchell offered amendment [H-8076](#) filed by him.

The House stood at ease at 5:04 p.m., until the fall of the gavel.

The House resumed session at 5:21 p.m., Cownie of Polk in the chair.

Byrnes of Mitchell offered amendment [H-8084](#), to amendment [H-8076](#), filed by him from the floor and moved its adoption.

Amendment [H-8084](#), to amendment [H-8076](#), was adopted.

Byrnes of Mitchell moved the adoption of amendment [H-8076](#), as amended.

Amendment [H-8076](#), as amended, was adopted.

Paulsen of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2148](#))

The ayes were, 74:

Bacon	Baxter	Bennett	Berry
Best	Brown-Powers	Byrnes	Cohoon
Dawson	Deyoe	Dolecheck	Dunkel
Finkenauer	Forbes	Forristall	Fry
Gaines	Grassley	Hagenow	Hall
Hanson	Heaton	Heddens	Hein
Highfill	Holz	Huseman	Isenhart
Jones	Jorgensen	Kaufmann	Klein
Koester	Kooiker	Kressig	Landon
Lykam	Mascher	Maxwell	Meyer
Miller, H.	Miller, L.	Mommsen	Moore, T.
Nunn	Oldson	Olson	Ourth
Paulsen	Paustian	Pettengill	Rizer
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Sheets	Sieck	Stanerson
Steckman	Taylor, R.	Taylor, T.	Thede
Upmeyer, Spkr.	Vander Linden	Watts	Wessel-Kroeschell
Wills	Winckler	Windschitl	Wolfe
Worthan	Cownie, Presiding		

The nays were, 23:

Abdul-Samad	Anderson	Baudler	Bearinger
Branhagen	Carlson	Fisher	Gaskill
Gassman	Gustafson	Hanusa	Heartsill
Holt	Hunter	Jacoby	Kearns
Kelley	Lensing	McConkey	Prichard
Sexton	Smith	Staed	

Absent or not voting, 3:

Baltimore	Moore, B.	Stutsman
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

[House File 2353](#), a bill for an act removing prohibitions on emergency management organization employees from holding elective office, was taken up for consideration.

Highfill of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2353](#))

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baudler
Baxter	Bearinger	Bennett	Berry
Best	Branhagen	Brown-Powers	Byrnes
Carlson	Cohoon	Dawson	Deyoe
Dolecheck	Dunkel	Finkenauer	Fisher
Forbes	Forristall	Fry	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Highfill	Holt	Holz	Hunter
Huseman	Isenhardt	Jacoby	Jones
Jorgensen	Kaufmann	Kearns	Kelley
Klein	Koester	Kooiker	Kressig
Landon	Lensing	Lykam	Mascher
Maxwell	McConkey	Meyer	Miller, H.
Miller, L.	Mommsen	Moore, T.	Nunn
Oldson	Olson	Ourth	Paulsen
Paustian	Pettengill	Prichard	Rizer
Rogers	Ruff	Running-Marquardt	Salmon
Sands	Sexton	Sheets	Sieck
Smith	Staed	Stanerson	Steckman
Taylor, R.	Taylor, T.	Thede	Upmeyer, Spkr.
Vander Linden	Watts	Wessel-Kroeschell	Wills
Winckler	Windschitl	Wolfe	Worthan
Cownie, Presiding			

The nays were, none.

Absent or not voting, 3:

Baltimore	Moore, B.	Stutsman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 2390](#), a bill for an act concerning the contract bidding process for public improvement projects conducted by the state board of regents, was taken up for consideration.

Hunter of Polk asked and received unanimous consent that amendment [H-8077](#) be deferred.

Hunter of Polk asked and received unanimous consent to withdraw amendment [H-8078](#) filed by him on March 3, 2016.

Hunter of Polk asked and received unanimous consent to withdraw amendment [H-8079](#) filed by him on March 3, 2016.

Hunter of Polk asked and received unanimous consent to withdraw amendment [H-8077](#), previously deferred, filed by him on March 3, 2016.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2390](#))

The ayes were, 54:

Bacon	Baudler	Baxter	Best
Branhagen	Byrnes	Carlson	Deyoe
Dolecheck	Fisher	Forristall	Fry
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Highfill	Holt	Holz
Huseman	Jones	Kaufmann	Klein
Kooiker	Landon	Maxwell	Miller, L.
Mommsen	Moore, T.	Nunn	Paulsen
Paustian	Pettengill	Rizer	Rogers
Salmon	Sands	Sexton	Sheets
Sieck	Stanerson	Taylor, R.	Upmeyer, Spkr.
Vander Linden	Watts	Wills	Windschitl
Worthan	Cownie, Presiding		

The nays were, 43:

Abdul-Samad	Anderson	Bearinger	Bennett
Berry	Brown-Powers	Cohoon	Dawson
Dunkel	Finkenauer	Forbes	Gaines
Hall	Hanson	Heddens	Hunter
Isenhardt	Jacoby	Jorgensen	Kearns
Kelley	Koester	Kressig	Lensing
Lykam	Mascher	McConkey	Meyer
Miller, H.	Oldson	Olson	Ourth
Prichard	Ruff	Running-Marquardt	Smith
Staed	Steckman	Taylor, T.	Thede
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 3:

Baltimore	Moore, B.	Stutsman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 2386](#), a bill for an act relating to grounds for termination of parental rights of an individual relative to sexual abuse, was taken up for consideration.

Heartsill of Marion asked and received unanimous consent to withdraw amendment [H-8057](#) filed by him on March 1, 2016, placing out of order amendment [H-8063](#), to amendment [H-8057](#), filed by Wolfe of Clinton on March 2, 2016 and amendment [H-8070](#), to amendment [H-8057](#), filed by Heartsill of Marion on March 3, 2016.

Heartsill of Marion offered amendment [H-8024](#) filed by him and moved its adoption.

Amendment [H-8024](#) was adopted.

Heartsill of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2386](#))

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baudler
Baxter	Bearinger	Bennett	Berry
Best	Branhagen	Brown-Powers	Byrnes
Carlson	Cohoon	Dawson	Deyoe
Dolecheck	Dunkel	Finkenauer	Fisher
Forbes	Forristall	Fry	Gaines
Gaskill	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanson	Hanusa
Heartsill	Heaton	Heddens	Hein
Highfill	Holt	Holz	Huseman
Isenhardt	Jacoby	Jones	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kooiker	Kressig	Landon
Lensing	Lykam	Mascher	Maxwell
McConkey	Meyer	Miller, H.	Miller, L.
Mommsen	Moore, T.	Nunn	Oldson
Olson	Ourth	Paulsen	Paustian
Pettengill	Prichard	Rizer	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Sexton	Sieck	Smith	Staed

Stanerson	Steckman	Taylor, R.	Taylor, T.
Thede	Upmeyer, Spkr.	Vander Linden	Watts
Wessel-Kroeschell	Wills	Winckler	Windschitl
Wolfe	Worthan	Cownie, Presiding	

The nays were, none.

Absent or not voting, 5:

Baltimore	Hunter	Moore, B.	Sheets
Stutsman			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Hunter of Polk	Moore, B. of Jackson
Stutsman of Johnson	

#### HOUSE FILES WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw House Files 111, 450, 540, 2078 and 2229 from further consideration by the House.

#### IMMEDIATE MESSAGES

Hagenow of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2148, 2353, 2386, 2390 and 2413.**

#### EXPLANATION OF VOTE

On March 2, 2016, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[House File 2269](#) – “aye”  
[House File 2333](#) – “aye”  
[House File 2343](#) – “aye”  
[House File 2364](#) – “aye”

[House File 2278](#) – “aye”  
[House File 2339](#) – “aye”  
[House File 2363](#) – “aye”  
[House File 2372](#) – “nay”

Amendment [H-8035](#) – ([H.F. 2372](#)) – “nay”

[House File 2385](#) – “aye”

[House File 2401](#) – “aye”

[House File 2421](#) – “aye”

[Senate File 2170](#) – “aye”

[Senate File 2221](#) – “aye”

Also on March 3, 2016, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

[House File 2064](#) – “aye”

[House File 2325](#) – “aye”

[House File 2354](#) – “aye”

[House File 2366](#) – “aye”

[House File 2392](#) – “aye”

[House File 2405](#) – “aye”

[House File 2406](#) – “nay”

[House File 2414](#) – “aye”

[House File 2420](#) – “aye”

Heddens of Story

#### SUBCOMMITTEE ASSIGNMENTS

##### [Senate File 2213](#)

Human Resources: L. Miller, Chair; Fry and Heddens.

##### [Senate File 2235](#)

Human Resources: L. Miller, Chair; Fry and Winckler.

#### COMMITTEE RECOMMENDATIONS

MADAM SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL  
Chief Clerk of the House

#### COMMITTEE ON APPROPRIATIONS

**Committee Bill** (Formerly [House File 2409](#)), relating to salaries and apportionment of judicial officers and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2016.

## COMMITTEE ON EDUCATION

[Senate Joint Resolution 2006](#), a joint resolution nullifying an administrative rule by the board of educational examiners establishing a special education endorsement and specializations and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2016.

[Senate Joint Resolution 2007](#), a joint resolution nullifying administrative rules increasing fees assessed by the board of educational examiners and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2016.

[Senate File 2205](#), a bill for an act relating to varsity interscholastic athletic contests and athletic competitions eligibility limitations for pupils who participate in open enrollment, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2016.

[Senate File 2234](#), a bill for an act relating to the credit hours of educational assistance under the national guard educational assistance program.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2016.

## COMMITTEE ON HUMAN RESOURCES

[Senate File 2144](#), a bill for an act relating to the disclosure of behavioral health information for the purpose of patient care coordination, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2016.

## COMMITTEE ON PUBLIC SAFETY

[Senate File 2110](#), a bill for an act relating to persons examining and obtaining their own criminal history data.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2016.

[Senate File 2115](#), a bill for an act creating the criminal offense of interference with official acts against a jailer, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2016.

[Senate File 2185](#), a bill for an act relating to a criminal trespass that results in a violation of a person's expectation of privacy, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment [H-8080](#)** March 3, 2016.

#### COMMITTEE ON STATE GOVERNMENT

[Senate File 2231](#), a bill for an act relating to disaster aid payment authorization requirements under specified circumstances.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2016.

#### COMMITTEE ON WAYS AND MEANS

**Committee Bill** (Formerly [House File 2402](#)), concerning alcoholic beverage control, including micro-distillery production and sales and dramshop liability insurance requirements, requiring a comprehensive study on alcoholic beverage control, and establishing fees.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2016.

#### AMENDMENTS FILED

<a href="#">H-8080</a>	<a href="#">S.F. 2185</a>	Committee on Public Safety
<a href="#">H-8081</a>	<a href="#">H.F. 2403</a>	Fisher of Tama
<a href="#">H-8082</a>	<a href="#">H.F. 2357</a>	Fisher of Tama
<a href="#">H-8083</a>	<a href="#">H.F. 2429</a>	Vander Linden of Mahaska
<a href="#">H-8084</a>	<a href="#">H.F. 2148</a>	Byrnes of Mitchell
<a href="#">H-8085</a>	<a href="#">H.F. 2397</a>	Rizer of Linn

On motion by Hagenow of Polk, the House adjourned at 6:06 p.m., until 8:30 a.m., Tuesday, March 8, 2016.